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Order - 5  
19/09/2020

Petitioners through attorney, Khadim Ullah (petitioner No.2) and counsel present. The petitioners seek succession certificate in respect of legacy of deceased namely Mst Khaist Bibi, who died on 27.05.2020. Arguments heard and record perused.

Through publication in daily newspaper "Ausaf" dated; 30<sup>th</sup> June, 2020 general public was asked to submit objections, if any, however, no one appeared before the court, so ex-parte proceedings were conducted.

Petitioner No. 01 Inam Ullah (son), 02. Khadim Ullah (Son), 03. Mst Minar Bibi (Daughter), 04. Mst Muslima (Daughter) 05. Mst Saleem Bibi (Daughter) 06. Mst Reshmeen Bibi (Daughter) 07. Mst Naimat Bibi (Daughter) have filed the instant application. Khadim Ullah recorded his statement as PW-1, Idrees Rehman as PW-2 and Wajid Rehman as PW-3 testified respectively. PW-1 submitted power of attorney as Ex.PW-1/1, copy of his CNIC as Ex.PW-1/2, copy of CNIC of his deceased mother as Ex.PW-1/3, death certificate of his mother as Ex.PW-1/4 and Bank statement as Ex.PW-1/5. PW-02 and PW-03 submitted copies of their CNICs as Ex.PW-2/1 and Ex.PW-3/1 respectively. All the exhibited documents, publication and report of process server etc. are placed on file. Contents of the petition were reproduced and verified by the witnesses.

As, there is nothing in rebuttal, so therefore contention of the petitioners is believed to be correct. Therefore, the petitioners will inherit the legacy of deceased as per following shares;

FARHAN ULLAH  
Senior Civil Judge  
Orakzai at Baber Mela

19.09.2020

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S. No	Name of petitioner legal heirs	Major/minor	Relation with deceased	Share Percentage	Share Amount
1	Inaam Ullah	Major	Son	22.2 %	Rs. 74,561/-
2	Khadim Ullah	Major	Son	22.2 %	Rs. 74,561/-
3	Mst Minar Bibi	Major	Daughter	11.1 %	Rs. 37,280/-
4	Mst Muslima	Major	Daughter	11.1 %	Rs. 37,280/-
5	Mst Saleem Bibi	Major	Daughter	11.1 %	Rs. 37,280/-
6	Mst Reshmeen Bibi	Major	Daughter	11.1 %	Rs. 37,280/-
7	Mst Naimat Bibi	Major	Daughter	11.1 %	Rs. 37,280/-

The share of minors, if any, shall be deposited to the official account of Senior Civil Judge.

5. As, there is no other legal heir of deceased and considering the request of the petitioners being genuine this application is allowed along with accrued profit and Succession Certificate is issued in favour of petitioners, subject to surety bond/undertaking to the tune of Rs. 300,000 with 02 local sureties each in the like amount to the satisfaction of this court. If any legal heir/objector appear in future, the petitioners and the sureties will be responsible for the payment. Parties are left to bear their own cost. Original succession certificate be given to the petitioner subject to surety bonds while copy of the certificate be placed on file.

6. File be consigned to the Record Room after its necessary completion and compilation.

Announced  
19/09/2020

**FARMANULLAH**  
Senior Civil Judge  
Orakzai at Baber Mela

**(Farman Ullah)**  
SCJ/Succession & Guardian Judge,  
Orakzai (Baber Mela)